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1/18/05

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/723,493	11/26/2003	Anand A. Kekre	VRT0062P1US

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 Austin, TX 78759

CONFIRMATION NO. 9536  
 FORMALITIES LETTER  
  
 \*OC000000014646679\*

Date Mailed: 12/02/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Anand A. Kekre, Saurabh R. Godbole, Deepak Tawri*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 1,2.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Anand A. Kekre, Ronald S. Karr, John A. Colgrove, Kedar M. Karmarkar, Raghu Krishnamurthy, Saurabh R. Godbole, Ming Xu, Vikas K. Gupta, Deepak Tawri

Assignee: VERITAS Operating Corporation

Title: METHOD AND SYSTEM OF PROVIDING PERIODIC REPLICATION

Application No.: 10/723,493      Filing Date: November 26, 2003

Examiner: Unassigned      Group Art Unit: 2186

Docket No.: VRT0062P1US      Confirmation No.: 9536

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Austin, Texas  
January 14, 2005

Mail Stop MISSING PARTS  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO ERRONEOUS NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION**

Dear Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application -- Filing Date Granted" mailed by the United States Patent and Trademark Office on December 2, 2004, Applicants respectfully submit that the notice is in error.

Applicants have submitted herewith replacement formal drawing Figures 1; 2; 3; 4A, 4B, 4C & 4D; 5, and 6 on 6 sheets as required.

Applicants respectfully submit that the declaration signatures of all named inventors were included with the original application as submitted November 26, 2003 and consequently that the issued notice and required fee were erroneous.

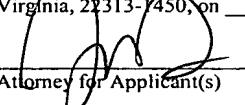
PATENT

Please find the following documents enclosed in support of Applicants' response:

1. Copy of Declaration for Patent Application and Power of Attorney (Executed in Counterpart) including signatures of Anand A. Kekre, Saurabh R. Godbole, and Deepak Tawri, filed November 26, 2003 (12 pages)
2. Copy of return receipt postcard from the USPTO indicating receipt of Declaration for Patent Application and Power of Attorney (Executed in Counterpart) filed November 26, 2003 (1 page)
3. Copy of Notice to File Missing Parts of Nonprovisional Application (2 pages)

As Applicants have shown the issued notice to file missing part to be in error, no surcharge for late filing of an oath or declaration is believed to be necessary. Should any fees remain outstanding however, the Commissioner is hereby authorized to charge any necessary fees to Deposit Account No. 502306.

It is hereby respectfully submitted that the enclosed documents complete the filing of the above-identified patent application and justify the filing date of November 26, 2003. Please telephone the undersigned at (512) 439-5097 if there are any questions. This form is being submitted in duplicate.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop <u>Missing Parts</u> , Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia, 22313-1450, on <u>1-14-05</u> .	
Attorney for Applicant(s)	Date of Signature
	
1-14-05	

Respectfully submitted,

  
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